

FEDERAL REGISTER

VOLUME 10



NUMBER 98

Washington, Thursday, May 17, 1945

Regulations

TITLE 7—AGRICULTURE

Chapter XI—War Food Administration (Distribution Orders)

[WFO 8, Amdt. 9]

PART 1401—DAIRY PRODUCTS

FROZEN DAIRY FOODS AND MIX

War Food Order No. 8 (8 F.R. 953), as amended (10 F.R. 4057), is further amended by deleting therefrom the provisions in § 1401.31 (b) and inserting, in lieu thereof, the following:

(b) *Restrictions on the production of frozen dairy foods and mix.* During the quota period beginning on June 1, 1945, no processor may utilize in the production of frozen dairy foods or mix a quantity of milk fat in excess of 75 percent of the total milk fat used by the respective processor in the production of such products, respectively, during the corresponding month of the base period, exclusive of all such products delivered to a governmental agency by such processor during such base period. A processor may, however, during the quota period beginning on May 1, 1945, utilize in the production of frozen dairy foods or mix a quantity of milk fat in excess of 65 percent of the quantity of milk fat used by such processor in the production of such products, respectively, during the corresponding portion of the base period (exclusive of all such products delivered to a governmental agency by such processor during such base period): *Provided*, That such processor compensates for said excessive utilization of milk fat in the period beginning on May 1, 1945, by utilizing during the quota period beginning on June 1, 1945, an amount of milk fat which is not more than such processor's quota, as aforesaid, for June 1945 less the said excessive utilization in May 1945. During each quota period beginning after June 30, 1945, no processor may, during any quota period, utilize in the production of frozen dairy foods or mix more than 65 percent of the total milk fat used by the respective processor

in the production of such products, respectively, during the corresponding month of the base period, exclusive of all such products delivered to a governmental agency by such processor during such base period.

The provisions of this amendment shall become effective at 12:01 a. m., e. w. t., May 16, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 8, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 8, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 15th day of May 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-8167; Filed, May 15, 1945;
4:31 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4759]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

THE DR. D. A. WILLIAMS CO.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service.* In connection with the offering for sale, sale, or distribution of respondent's medicinal preparation designated "The Williams Treatment", or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, disseminating, etc., any advertisements by means of the United

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NOTICE

The 1943 Supplement to the Code of Federal Regulations, covering the period June 2, 1943, through December 31, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book.

Book 1: Titles 1-31, including Presidential documents in full text.
Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

The complete text of the Cumulative Supplement (June 1, 1938-June 1, 1943) is still available in ten units at \$3.00 each.

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States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication, (a) that respondent's preparation is a cure or remedy, or a competent or effective treatment, for rheumatism, neuritis, neuralgia, arthritis, constipation, sore muscles, stiff joints, bladder disorders, kidney disorders, tired feeling, acid stomach, itchy skin, susceptibility to colds, lack of energy, nervousness, biliousness, headaches, acid poisoning, stomach troubles, urinary disorders, lameness, stiffness or soreness in muscles or joints, aches or pains in the body, swellings, grouchiness, or irritability of temper; (b) that said preparation will correct or overcome excess uric acid in the body; (c) that said preparation will prevent the development or correct the result of too much uric acid in the body, or promote the elimination of excess uric acid from the body; (d) that said preparation will neutralize uric acid excess, or prevent the deposit of uric acid in the kidneys, joints, tissues, or muscles; (e) that said preparation will overcome the consequences upon the blood and tissues of the irritant or poisonous influences of excess uric acid, or otherwise overcome damage which may have been done in the body by too much uric acid; (f) that said preparation will enable the body to maintain a proper alkaline balance; (g) that said preparation will correct the fundamental cause of predisposition to disease or cure diseases already developed; (h) that said preparation will promote better health, physical comfort, or happier life; or (i) that said preparation will build up the strength of the organs of the body, induce sound sleep, or lift the strain from frayed nerves; prohibited. (Sec. 5, 38 Stat. 719, as amended

by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b. [Cease and desist order, The Dr. D. A. Williams Company, Docket 4759, April 19, 1945]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 19th day of April, A. D. 1945.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondent, testimony and other evidence taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and the exceptions to such report, and briefs in support of and in opposition to the complaint (oral argument not having been requested); and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act.

It is ordered, That the respondent, The Dr. D. A. Williams Company, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of respondent's medicinal preparation designated "The Williams Treatment", or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, do forthwith cease and desist from:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails, or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which represents, directly or by implication:

(a) That respondent's preparation is a cure or remedy, or a competent or effective treatment, for rheumatism, neuritis, neuralgia, arthritis, constipation, sore muscles, stiff joints, bladder disorders, kidney disorders, tired feeling, acid stomach, itchy skin, susceptibility to colds, lack of energy, nervousness, biliousness, headaches, acid poisoning, stomach troubles, urinary disorders, lameness, stiffness or soreness in muscles or joints, aches or pains in the body, swellings, grouchiness, or irritability of temper;

(b) That said preparation will correct or overcome excess uric acid in the body;

(c) That said preparation will prevent the development or correct the result of too much uric acid in the body, or promote the elimination of excess uric acid from the body;

(d) That said preparation will neutralize uric acid excess, or prevent the deposit of uric acid in the kidneys, joints, tissues, or muscles;

(e) That said preparation will overcome the consequences upon the blood and tissues of the irritant or poisonous influences of excess uric acid, or otherwise overcome damage which may have been done in the body by too much uric acid;

(f) That said preparation will enable the body to maintain a proper alkaline balance;

(g) That said preparation will correct the fundamental cause of predisposition to disease or cure diseases already developed;

(h) That said preparation will promote better health, physical comfort, or happier life;

(i) That said preparation will build up the strength of the organs of the body, induce sound sleep, or lift the strain from frayed nerves.

2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase of said preparation in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any representation prohibited in paragraph 1 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

For the reasons stated in the findings as to the facts, *It is further ordered*, That, as to those matters referred to in the complaint which are not covered by this order, the complaint be, and it hereby is, dismissed without prejudice to the right of the Commission to institute further proceedings in the future should the public interest so require.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 45-8188; Filed, May 16, 1945;
11:20 a. m.]

TITLE 29—LABOR

Chapter VII—War Manpower Commission

[Reg. 3, Amdt. 1]

PART 903—MINIMUM WARTIME WORK—WEEK OF 48 HOURS

DESIGNATION OF AREAS

By virtue of and pursuant to the authority vested in me by Executive Order No. 9301 (8 F.R. 1825), § 903.21 of Part 903 entitled "Regulation No. 3—Minimum Wartime Workweek of 48 Hours" is hereby amended to read as follows:

§ 903.21 *Areas*. The following areas are designated as subject to the provisions of Executive Order No. 9301: *Provided*, That the Regional Manpower Director for the area in question may revoke the designation of such area at any time upon a finding that the continued designation of such area as subject to the provisions of Executive Order No. 9301 is no longer necessary to alleviate labor shortages which are impeding the war effort:

Akron, Ohio.	Macon, Ga.
Baltimore, Md.	Mobile, Ala.
Bath, Maine.	New Britain, Conn.
Beaumont, Tex.	Ogden, Utah.
Bridgeport, Conn.	Pascagoula, Miss.
Buffalo, N. Y.	Portland, Oreg.
Charleston, S. C.	Portsmouth, N. H.
Cheyenne, Wyo.	San Diego, Calif.
Dayton, Ohio.	Seattle, Wash.
Detroit, Mich.	Somerville, N. J.
Elkton, Md.	Springfield, Mass.
Hampton Roads, Va.	Sterling, Ill.
Hartford, Conn.	Washington, D. C.
Las Vegas, Nev.	Waterbury, Conn.

PAUL V. McNUTT,
Chairman.

MAY 11, 1945.
[F. R. Doc 45-8183; Filed, May 16, 1945;
10:12 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-785]

LUTZ & SHEINKMAN

Lutz & Sheinkman, a New York corporation, is engaged in the general lithographing business at 421 Hudson Street, New York, N. Y. During the period from January 1, 1944 to and including August 22, 1944, the corporation used in the manufacture of greeting cards 39,513 pounds of paper in excess of its permissible quota, and used for packaging of greeting cards 2,717 pounds of paperboard in excess of its permissible quota, each in violation of Limitation Order L-289. The responsible officers of Lutz & Sheinkman were familiar with the provisions of Limitation Order L-289 and their actions constituted violations of that order.

These violations have diverted critical materials to uses not authorized by the War Production Board and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.785 *Suspension Order No. S-785*. (a) Unless otherwise specifically authorized in writing by the War Production Board, Lutz & Sheinkman shall, in each of the second, third and fourth quarters of 1945 and the first quarter of 1946, use in the manufacture of greeting cards 9,878 pounds of paper and for the packaging of greeting cards 679 pounds of paperboard less than the amounts of such paper and paperboard it would otherwise be entitled to use during these periods.

(b) Nothing contained in this order shall be deemed to relieve Lutz & Sheinkman from any restriction, prohibition or provision contained in any other order or

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regulation of the War Production Board except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and provisions contained herein shall apply to Lutz & Sheinkman, its successors and assigns, or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 15th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8178; Filed, May 15, 1945;
4:50 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 3]

SALES OF SURPLUS PROPERTY TO GOVERNMENT AGENCIES AND STATE OR LOCAL GOVERNMENTS

The following direction is issued pursuant to Priorities Reg. 13:

(a) *Purpose.* Government agencies and state or local governments are entitled to certain priorities in getting surplus property from government disposal agencies under the Surplus Property Act of 1944 and Surplus Property Board Regulation No. 2. This direction is issued to provide for these priorities and at the same time to make sure that the needs of the Armed Services, war production and essential civilian activities are met.

(b) *Applicability of WPB orders and regulations to sales under Surplus Property Board Regulation No. 2.* Disposal agencies, in making sales under Surplus Property Board Regulation No. 2, must comply with Priorities Regulation 13 and all other applicable orders, regulations or other action of the WPB, except that the requirements for the filling of rated orders are modified in the following two respects unless the WPB otherwise directs in writing.

(1) In the case of orders for any item received during the first 30 days following notice of availability under Surplus Property Board Regulation No. 2, preference may be given, to the extent indicated in that regulation, to government agencies or state or local governments ahead of other purchasers placing orders bearing the same rating.

(2) In addition, to the extent indicated in that regulation, the filling of rated orders received during the above 30-day period may be postponed within the period, and the sequence in which a disposal agency received rated orders bearing the same rating during the period may be disregarded.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8204; Filed, May 16, 1945;
11:33 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-771]

NORTHWESTERN AUTO SUPPLY CO.

Max Ashendorf, doing business as Northwestern Auto Supply Company, with offices at 864-868 Pine Street, Muskegon, Michigan, is engaged in the wholesale and retail selling of automotive replacement and repair parts, and

in the repair and rebuilding of automotive equipment. During 1944, Max Ashendorf used ratings assigned by War Production Board orders and certificates to get automotive materials in a greater quantity than, and of a different kind from, those particular materials named in said orders or certificates, and he placed rated orders for more material than he was authorized to rate, in violation of Priorities Regulation No. 3. The employees of Max Ashendorf were aware of the provisions of Priorities Regulation No. 3 and his actions must be deemed to be grossly negligent violations of that regulation.

These violations have diverted critical materials to uses not authorized by the War Production Board, and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered:

§ 1010.771 Suspension Order No. S-771. (a) For a period of three months from the effective date of this order Max Ashendorf shall not apply or extend any preference ratings, other than to obtain maintenance repair and operating supplies as provided in CMP Regulation 5, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) Nothing contained in this order shall be deemed to relieve Max Ashendorf from any restriction, prohibition or provision contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to Max Ashendorf, doing business as Northwestern Auto Supply Company or under any other name, his successors and assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

This order shall take effect on May 16, 1945.

Issued this 9th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8211; Filed, May 16, 1945;
11:34 a. m.]

PART 3133—PRINTING AND PUBLISHING

[Limitation Order L-226, Revocation]

PRINTING TRADES MACHINERY AND PARTS

Section 3133.1 *General Limitation Order L-226* is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order. The manufacture and delivery of printing trades machinery and parts remain subject to all other applicable orders and regulations of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8200; Filed, May 16, 1945;
11:32 a. m.]

PART 3133—PRINTING AND PUBLISHING

[Limitation Order M-339, Revocation]

COPPER AND ZINC FOR PRINTING PLATES

Section 3133.30 *Conservation Order M-339* is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order. The delivery and use of copper and zinc for printing plates remain subject to all other applicable orders and regulations of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8203; Filed, May 16, 1945;
11:32 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 1, Revocation of Direction 5]

HEAT TREATED AND NORMALIZED CARBON AND ALLOY STEEL BARS FOR COMMERCIAL WAREHOUSE ORDERS

Direction 5 to CMP Regulation No. 1 is hereby revoked. This revocation does not affect any liabilities incurred under the direction.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8212; Filed, May 16, 1945;
11:33 a. m.]

PART 3175—REGULATIONS APPLICABLE TO THE CONTROLLED MATERIALS PLAN

[CMP Reg. 4, Revocation of Direction 2]

TOBACCO FLUE SHEETS

Direction 2 to CMP Regulation No. 4 is hereby revoked. This revocation does not affect any liabilities incurred under the direction.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8213; Filed, May 16, 1945;
11:33 a. m.]

PART 3281—PULP AND PAPER

[General Conservation Order M-241,
Direction 3]

CERTIFICATION OF PERSONS WHOSE USE OF NEWSPRINT IS NOT CONTROLLED

The following direction is issued pursuant to General Conservation Order M-241:

Any person whose use of newsprint is not controlled by an order of the War Production Board may use the following certification in place of the certification described in paragraph (e) (4) (II) of Order M-241. This certification may be accepted by a mill or other supplier in place of the certification described in that paragraph.

The undersigned certifies subject to the penalties of section 35 (A) of the United States Criminal Code to the seller and to the War Production Board; (a) that he is permitted to place this delivery order and to accept the newsprint order; (b) that the newsprint will be used _____; and (c) that to the best of my knowledge there is no order of the War Production Board which controls my use of newsprint for this purpose.

Any person using this certification instead of the certification described in paragraph (e) (4) (ii) of Order M-241 must state, in the space provided for in this certification, the use to which the newsprint will be put.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8207; Filed, May 16, 1945;
11:33 a. m.]

PART 3284—BUILDING MATERIALS

[Limitation Order L-205, Revocation]

HOUSE TRAILERS AND EXPANSIBLE MOBILE HOUSES

Section 3284.126 *Limitation Order L-205* is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order. The manufacture and delivery of house trailers and expandable mobile houses remain subject to all other applicable orders and regulations of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8201; Filed, May 16, 1945;
11:32 a. m.]

PART 3288—PLUMBING AND HEATING EQUIPMENT

[Limitation Order L-199, Revocation]

PLUMBING AND HEATING TANKS

Section 3288.6 *Limitation Order L-199* establishing simplified practices and restrictions for the production of plumbing and heating tanks is hereby revoked.

This revocation does not affect any liabilities incurred under the order. The production and delivery of plumbing and heating tanks remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8209; Filed, May 16, 1945;
11:34 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, Direction 7, as Amended May 15, 1945]

PRIORITIES ASSISTANCE FOR COTTON PIECE GOODS FOR DIRECT BUYING WHOLESALERS AND RETAILERS WHO ARE IN A POSITION TO SERVE SMALL TOWNS AND RURAL AREAS

The following direction is issued pursuant to General Conservation Order M-317:

(a) Wholesalers and retailers who buy directly from textile mills or converters and who are in a position to serve small towns and rural areas may apply on Form WPB-4157 for priorities assistance to buy the kinds of cotton piece goods described in this direction.

(b) The following kinds of cotton piece goods are now available in limited quantities: pongee, voile, class C sheeting 42" and wider, print cloths (percale) in counts of 68 x 64 and 64x 56, plissé (crinkled crepe) in 60 x 48, outing flannel, and gingham lighter than 4.00 yards.

(c) Applications for assistance to get some of the goods that are now available must be filed with the nearest War Production Board field office not later than May 28, 1945.

(d) The purpose of this program is to make more cotton piece goods available to persons who live in small towns and rural areas and who buy these goods over-the-counter from retailers for use in making garments in the home. Therefore, the only applications that will be considered will be those from wholesalers who customarily buy these goods directly from textile mills or converters and resell to retailers in small towns and rural areas, and from the retailers themselves in the small towns and rural areas who also customarily buy directly from textile mills or converters. Because of the very limited supply of the goods, applications from these eligible wholesalers and retailers may be granted only where it appears that the applicant's 1944 receipts of cotton piece goods have been less than 30% of 1942 receipts and the consumer needs of the community or area served by the applicant have not decreased, or where the consumer needs of the community or area have greatly increased. Applications that meet this test will generally be granted on a pro rata basis, based on the applicant's receipts of the goods in 1942 and his receipts into stock in 1944 and 1945, including unfilled rated orders. A person who has not been in a business handling cotton piece goods long enough to give this information, or who is just entering business, may, if he buys or plans to buy directly from a textile mill or converter, apply for priorities assistance and his application will be processed on an equitable basis.

(e) Orders shall be placed and preference ratings assigned under this direction shall be applied and extended in the manner provided in Priorities Regulations 1 and 3. The following certification shall be placed on all orders on which the rating is used:

The undersigned purchaser hereby represents to the seller and to the War Production Board that he is entitled to apply or extend the preference rating indicated opposite the items shown on this order, and that such application or extension is in accordance with Priorities Regulation 3 as amended, with the terms of which the undersigned is familiar.

This rating has been assigned under Form WPB-4157, Serial No. — (Insert the serial number).

(Name of purchaser)

(Address)

By _____
(Signature and title of
duly authorized officer)

(Date)

When the above is complied with, the requirements of M-317 and M-328 are met, and it is unnecessary to use any other notation.

Issued this 15th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8179; Filed, May 15, 1945;
4:50 p. m.]

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Conservation Order M-328, Direction 13]

PRIORITIES ASSISTANCE FOR THE PRODUCTION AND DISTRIBUTION OF SHOE GABARDINE

The following direction is issued pursuant to Conservation Order M-328:

(a) *Who may obtain priorities assistance.* Weaving mills producing shoe gabardine may apply for priorities assistance to obtain worsted or blended yarn and wool top and cotton yarn to be used in the production of worsted or blended warp cotton or rayon filled shoe gabardine. Shoe fabric suppliers and shoe manufacturers who convert their own fabrics and desire to purchase gabardine directly from weaving mills, may apply for priorities assistance to obtain gabardine for the production of shoe uppers.

(b) *Applications by weaving mills.* (1) Applications for worsted or blended yarn and wool top must be filed on a quarterly basis on Form WPB-541 with the nearest field office of the War Production Board. Applications for cotton yarn must be filed on Form WPB-2842 with the War Production Board, Textiles, Clothing and Leather Bureau, Washington 25, D. C., Ref.: Direction 13 to M-328.

(2) Priorities assistance for cotton yarn will be given only to obtain 26/2 carded yarn.

(3) All applications by weaving mills must be filed no later than sixty days prior to the beginning of the calendar quarter for which the material will be needed, except that applications covering the third quarter of 1945 may be filed on or before June 1, 1945. Applications should contain full information including the number of pounds of each type of yarn, wool top and staple fibre required, the width of the cloth to be produced and proposed deliveries of each type of cloth for each month during the quarter.

(c) *Applications by shoe fabric suppliers or shoe manufacturers who convert their own fabric.* Applications by shoe fabric suppliers or shoe manufacturers who convert their own fabric must be filed on a quarterly basis on Form WPB-541 with the nearest field office of the War Production Board, Ref.: Direction 13 to M-328. These applications must be filed not later than 60 days prior to the beginning of the calendar quarter for which the application is being made, except that applications covering the third quarter of 1945 may be filed on or before June 1, 1945. The application must be accompanied by a letter setting forth in itemized form the total amount in square yards of each type of material for shoe uppers (not including shoe linings or uppers for slippers) which the

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shoe fabric supplier delivered or which the shoe manufacturer converted during the calendar year of 1944. The letter must also contain a certification in substantially one of the following forms, whichever is applicable:

(1) Certification by shoe fabric supplier:

The undersigned hereby represents to the War Production Board that the above is a true statement of the total amount in square yards of each type of material for shoe uppers (not including shoe linings or materials for house slippers) which he delivered to shoe manufacturers during 1944, and that he will accept orders for gabardine produced with the materials obtained under this application from and make delivery only to shoe manufacturers who certify on their orders to him substantially as set forth in paragraph (d) of Direction 13 to Conservation Order M-328.

(Name of Fabric Supplier)

(Address)

By

(Signature and Title of Duly Authorized Officer)

(Date)

(2) Certification by shoe manufacturers who convert their own fabrics:

The undersigned represents to the War Production Board that his manufacturer's quota number under Order M-217 is _____; that he will use the materials obtained under this WPB-541 application only for processing into shoe uppers and not slippers; that the types of shoes to be made and the number of pairs of each type scheduled to be produced during the quarter are _____; that the purchase of these materials will not cause his total inventory of such materials to exceed a 45-day supply; and that he will not resell the material obtained under this application without first obtaining written authorization from the War Production Board.

(Name of Applicant)

(Address)

By

(Signature and Title of Duly Authorized Officer)

(Date)

(d) Certifications by shoe manufacturers.

Shoe manufacturers who purchase from shoe fabric suppliers shoe gabardine produced with priorities assistance given under this direction, must attach to their orders for shoe gabardine substantially the following certification:

The undersigned hereby represents to the seller and to the War Production Board that his manufacturer's quota number under Order M-217 is _____; that he will use the materials purchased hereunder only in shoe uppers (excluding linings); that the types of shoes and the number of pairs of each type scheduled to be produced during the quarter are _____; and that this purchase will not cause his total inventory of gabardine suitable for shoe uppers to exceed a 45-day supply.

(Name of purchaser)

(Address)

By

(Signature and Title of Duly Authorized Officer)

(Date)

(e) Allocation of materials. The total amount of materials for which priorities assistance will be granted under this direction is limited. Within the available supply, applications will generally be granted on a pro-rata basis based on the actual consumption of the materials by the applicant during the calendar year 1944. Establishments which did not use these materials during the year 1944 (including persons who were not in business at that time) may nevertheless apply for materials and their applications will be processed on an equitable basis.

(f) Restriction on use or resale. No person shall use or resell any materials obtained with priorities assistance under this direction except in accordance with the terms of the certification unless otherwise authorized in writing by the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8205; Filed, May 16, 1945;
11:33 a. m.]

tion of the order or of actions taken by the War Production Board under the order. The manufacture and delivery of mechanical, hydraulic, air and electrically operated jacks remain subject to all other applicable orders and regulations of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8202; Filed, May 16, 1945;
11:32 a. m.]

PART 3294—IRON AND STEEL PRODUCTION

[General Conservation Order M-126,
Revocation]

Section 3294.63 *General Conservation Order M-126* is revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the War Production Board under the order. The use in manufacturing and the purchase, delivery and receipt of iron and steel remain subject to Direction 2 to M-21 (concerning stainless steel) and all other applicable orders and regulations of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8208; Filed, May 16, 1945;
11:34 a. m.]

PART 3291—CONSUMERS DURABLE GOODS

[Limitation Order L-21, Revocation]

AUTOMATIC PHONOGRAHS, AMUSEMENT AND GAMING MACHINES

Section 3291.90 *Limitation Order L-21* is revoked. This revocation does not affect any liabilities accrued under the order. The manufacture and delivery of automatic phonographs, amusement and gaming machines remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8206; Filed, May 16, 1945;
11:33 a. m.]

PART 3291—CONSUMERS DURABLE GOODS

[Limitation Order L-93, Revocation]

GOLF CLUBS

Section 3291.240 *General Limitation Order L-93* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of golf clubs remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 16th day of May 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-8210; Filed, May 16, 1945;
11:34 a. m.]

PART 3292—AUTOMOTIVE VEHICLES, PARTS AND EQUIPMENT

[Limitation Order L-322, Revocation]

JACKS, MECHANICAL, HYDRAULIC, AIR AND ELECTRICALLY OPERATED

Section 3292.116 *Limitation Order L-322* is revoked. This revocation does not affect any liabilities incurred for viola-

Chapter XI—Office of Price Administration

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,¹ Amdt. 50]

MEAT, FATS, FISH AND CHEESES

A rationale accompanying this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 7.7b is added to read as follows:

Sec. 7.7b *Supplemental allotments to industrial users of lard, shortening, salad and cooking oils for second quarter of 1945.* An industrial user who has a base period use of lard, shortening, cooking or salad oils for the second quarterly period may apply before June 5, 1945 for a supplemental allotment for the second quarter of 1945. The application shall be made on OPA Form R-315 to the Board or District Office with which he is registered. The supplemental allotment for each class of products shall be computed by multiplying his base period use for the second quarter by the appropriate factor set out in a special table in the Supplement to this order.

¹ 9 F.R. 6772, 6825, 7262, 7438, 8147, 8931, 9268, 9278, 9785, 9896, 10425, 10875, 10876, 10777, 11426, 11513, 11906, 11955, 11961, 12814, 12867, 14287, 14645, 15058; 10 F.R. 48, 521, 857, 293, 294.

This amendment shall become effective May 15, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8170; Filed, May 15, 1945;
4:44 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,¹ Amdt. 51]

MEAT, FATS, FISH AND CHEESES

A rationale accompanying this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Ration Order 16 is amended in the following respects:

1. Section 7.7 (a) (1) is amended by changing the parenthetical sentence at the end of that paragraph to read as follows: "(No person may apply under this section with respect to a class of products or uses if he is eligible to apply under section 7.7a with respect to that class of products or uses.)"

2. Section 7.7a (a) (1) is amended to read as follows:

(a) *General.* (1) Any industrial user who does not have a base period use of lard, shortening, salad or cooking oils for a class of products or uses listed on Schedule I of OPA Form R-1200 and after March 3, 1944 used lard or after April 16, 1944 used shortening, salad or cooking oils for that class of products or uses and who needs allotments because lard was added on January 19, 1945 to the foods covered by this order, or because shortening, cooking or salad oils were given a point value greater than zero, may apply for registration under this order with respect to the class of products or uses covered by the application and for an allotment for that class of products or uses.

3. Section 7.7a (a) (2) is amended to read as follows:

(2) Application shall be made between February 2, 1945 and February 20, 1945 on OPA Form R-315 and must state:

(i) The date after March 3, 1944 on which he started to use lard and the date or dates after April 16, 1944 on which he started to use shortening, cooking or salad oils;

(ii) Each class of use or products in which he used those items, according to the class of products or uses stated in Schedule I of Form R-1200; and

(iii) His best estimate of the amount of each such food, stated separately, in pounds, used between the date reported in (i) and January 19, 1945.

4. Section 7.7a (d) is amended to read as follows:

(d) *Action on application.* If the District Office finds that the facts stated

in the application are true it shall register the applicant with respect to the class of products or uses covered by the application.

5. Section 7.7a (e) (2) is amended to read as follows:

(2) The base period use for such industrial users shall be determined in the following way:

(i) The quantity of lard, shortening, cooking or salad oils of which he made an industrial use between March 3, 1944 (in the case of lard) or April 16, 1944 (in the case of shortening, cooking and salad oils), and January 19, 1945, excluding any amount used in products transferred to the agencies listed in sections 1.2 and 2.1 of General Ration Order 11, is divided by the number of days from the earliest date reported under paragraph (a) (2) (i) to January 19, 1945;

(ii) The result is multiplied by 72;

(iii) The total of the resulting figures is treated as the amount of his base use for each quarterly period.

6. Section 7.7a (h) is added to read as follows:

(h) *Late registration.* (1) The Board may permit an industrial user who failed to register with respect to the class of products or uses covered by this section at the time required, to register and apply for an allotment at a later date.

(2) His allotment is computed in the same way as that of an industrial user who registered on time. However, the amount of the allotment shall be reduced in proportion to the part of the allotment period which has elapsed at the time he registers. In addition, he may not receive any allotments for expired allotment periods.

7. Section 7.7a (i) is added to read as follows:

(i) *Recomputation of base and adjustment of allotment.* (1) The Board (or District Office) with which the industrial user is registered shall, for each industrial user who was granted a base under this section, recompute such base by using the method described in paragraph (e), as amended.

(2) The Board (or District Office) with which the industrial user is registered shall, for each industrial user who was granted a base under this section, compute the amount of his allotment for the second quarter of 1945, by using the base determined in accordance with paragraph (e), as amended. If the amount that was already granted to him is greater than the amount obtained by using the base determined in accordance with paragraph (e), as amended, it shall charge the difference to excess inventory and notify him of such charge. If it is less, it shall give him ration evidences for the difference.

This amendment shall become effective May 15, 1945.

Note: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8171; Filed, May 15, 1945;
4:44 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,¹ Amdt. 42 to 2d Rev. Supp. 1]

MEAT, FATS, FISH AND CHEESES

Section 1407.3027 (j) is added to read as follows:

(j) Industrial user factors to be used in computing the supplemental allotments for the second quarter of 1945 as provided under section 7.7b of Revised Ration Order 16.

Class of foods	Factors for classes 1, 2 and 3	Factors for classes 14 and 15	Factors for all other classes
Lard	3.1	3.7	2.6
Shortening	3.1	3.7	2.6
Cooking and salad oils	3.1	3.7	2.6

This amendment shall become effective May 15, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8172; Filed, May 15, 1945;
4:44 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 418, Amdt. 45]

FRESH FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 418 is amended in the following respects:

1. Section 9 (g) is amended to read as follows:

(g) *Transportation allowance to primary fish shipper wholesalers of certain Alaskan fish.* A primary fish shipper wholesaler who transports lingcod, true cod, red cod (rock cod), sablefish, troll caught salmon or halibut landed in Alaska to the continental United States may (subject to the special rules affecting halibut in section 9 (f)) add as part of his maximum price his actual transportation cost (excluding local trucking, hauling and handling charges) from the shipping point in Alaska to his receiving point in the United States but only when he records the transportation cost on an invoice to the customer purchasing the fish. A purchasing wholesaler or subsequent wholesalers of that fish may pass on such transportation cost as part

¹9 F.R. 6731, 7060, 7081, 7082, 7167, 7203, 7258, 7262, 7344, 7438, 7578, 7774, 8182, 8793, 9954, 9955, 10049, 10087, 10590, 10876, 11543, 12036, 12087, 12649, 12971, 13983, 14739, 14644, 15003, 15054; 10 F.R. 202, 413, 521, 663, 856, 922.

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of the maximum selling price but only if they in turn record it on an invoice to their customers. In no case may the added transportation cost exceed the common carrier rate from the shipping point to the wholesaler's receiving point.

2. In section 20 the definition of "troll caught" is amended to read as follows: "Troll caught" or "line caught" means fish caught by hook and line in ocean waters.

TABLE A—MAXIMUM PRICES FOR PRODUCERS OF FRESH FISH AND SEAFOOD

Schedule No.	Name	Item No.	Style of dressing	Size	Price per pound, January through December ex-vessel
25.....	Red Cod (Rock Cod) (Pacific Coast) (Sebastodes species) ⁴	1	Round.....	All sizes.....	\$0.045 ²
		2	Drawn.....	All sizes.....	.06
		3	Dressed.....	All sizes.....	.08

5. In section 22, following Table A, footnote 4 is amended to read as follows:

⁴ Deduct the following amounts when this species of fish is landed ex-vessel in the following Alaskan ports: Ketchikan, 1½¢; Wrangell and Petersburg, 1¾¢; Juneau, Sitka and Pelican City, 2¢; and Port Williams, 2½¢. When landed ex-vessel in any other port in Alaska deduct the amount specified for the nearest port listed.

6. In section 22, following Table A, footnote 41 is added to read as follows:

"For line caught red cod (rock cod) landed in California in Marin County or any point south and delivered to the purchaser in California, Nevada or Arizona add 2½ cents to the table prices for round, drawn and dressed fish and add 1½ cents to the table prices for fillets.

7. In section 22, Table B, Schedule No. 25 is amended to read as follows:

"In section 22, Table C, Schedule No. 25 is amended to read as follows:

8. In section 22, Table C, Schedule No. 25 is amended to read as follows:

Schedule No.	Name	Item No.	Style of dressing	Size	Price per pound, January through December	Style of processing	Item No.*	Size	Base price per pound
25.....	Red Cod (Rock Cod) (Sebastodes species) ⁴	1	Round.....	All.....	\$0.061 ²	1	Round.....	All sizes.....	\$0.084
		2	Drawn.....	All.....	.08	2	Drawn.....	All sizes.....	.10
		3	Dressed.....	All.....	.10	3	Dressed.....	All sizes.....	.12
		4	Fillets.....	All.....	.25 ²	4	Fillets.....	All sizes.....	.28

9. In section 22, Table D, Schedule No. 25 is amended to read as follows:

TABLE D—MAXIMUM PRICES FOR CASH AND CARRY SALES OF FRESH FISH AND SEAFOOD

Schedule No.	Name	Item No.	Style of Dressing	Size	Price per pound, January through December
25.....	Red Cod (Rock Cod) (Sebastodes species) ⁴	1	Round.....	All.....	\$0.071 ²
		2	Drawn.....	All.....	.09
		3	Dressed.....	All.....	.11
		4	Fillets.....	All.....	.28 ²

[F. R. Doc. 45-8168; Filed, May 15, 1945; 4:43 p. m.]

CHESTER BOWLES,

Administrator.

CHESTER BOWLES,
Administrator.

This amendment shall become effective May 16, 1945.

Issued this 15th day of May 1945.

[F. R. Doc. 45-8168; Filed, May 15, 1945; 4:43 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 364, Amdt. 30]

FROZEN FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 364 is amended in the following respects:

1. Section 2 (g) is revoked.
2. Section 3 (f) (1) is redesignated section 3 (f) and section (3) (1) (2) is revoked.
3. In the table of base prices in section 13, Schedules Nos. 25 and 60 are amended to read as follows:

Schedule No.	Name	Item No.*	Style of processing	Size	Base price per pound
25.....	Red cod or Rock cod (Sebastodes species) ¹¹	1	Round.....	All sizes.....	\$0.084
		2	Drawn.....	All sizes.....	.10
		3	Dressed.....	All sizes.....	.12
		4	Fillets.....	All sizes.....	.28
		1	Round.....	All sizes.....	.10
		2	Dressed.....	All sizes.....	.20

4. In section 13, following the table of base prices, footnote 11 is added to read as follows:

¹¹ For line caught red cod (rock cod) landed fresh in California in Marin County or any point south and delivered in frozen form to the purchaser in California, Nevada, or Arizona, add 2½ cents to the listed base price for round, drawn and dressed fish and add 1½ cents to the listed base price for fillets.

This amendment shall become effective May 16, 1945.

Issued this 15th day of May 1945.

[F. R. Doc. 45-8168; Filed, May 15, 1945; 4:43 p. m.]

PART 1305—ADMINISTRATION

[Supp. Order 45, Amdt. 16]

EXEMPTION FROM PRICE CONTROL OF CERTAIN COMMODITIES AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 45 is amended in the following respects:

1. Section 1305.59 (a) (2) is amended by deleting the following commodity:

Bird Houses.

2. Section 1305.59 (a) (3) is amended by deleting the following commodities:

Canoes.

Hand carved wood wall brackets, wall pockets, stand sets and sconces.

3. Section 1305.59 (a) (2) is amended by adding the following commodities:

Bird houses, feeders, and baths.

Bookmarks (except paper).

Book ends and ash trays, when made from worn baby shoes.

Napkin rings.

4. Section 1305.59 (a) (3) is amended by adding the following commodities:

Decorative and memorial tablets and plaques. Tax and payroll calculators, non-mechanical, which use charts to indicate or compute taxes and payrolls.

Laboratory apparatus built to specifications of the purchaser when no more than six identical items are manufactured (except scientific instruments covered by Maximum Price Regulation No. 136).

Wood or metal souvenirs on which have been printed, engraved or burned the names of cities, towns or states and which are sold only as souvenir items.

Electrically operated map cases.

Advertising thermometers, barometers and hydrometers.

Advertising novelties, other than paper, (such as: pens, pencils, tooth picks, knives, cigarette lighters, leather backed calendar pads, writing kits, playing cards) which are sold by a manufacturer to an advertiser who gives them away for purposes of publicity without cost to the recipient. These articles must be imprinted with the name of the advertiser or the name of the recipient before delivery by the manufacturer.

Mirror covered boxes.

Hand carved wood wall brackets, wall pockets and sconces. (This does not include shadow boxes, curio cabinets or other hanging wall cabinets).

Novelty cigar and playing card boxes (except original packaging supplied by the manufacturer of the commodity).

New canoes.

Magicians' tricks.

Records or electrical transcriptions of special studio programs or of live commercial radio broadcast radio programs when sold to advertising agencies, advertisers, radio broadcast stations, commercial radio program producers, or participating artist, for rebroadcast, advertising, promotion, or reference purposes only, and not for sale to the general public.

Boats, 25 ft. or less in length constructed and sold solely for use as pleasure craft, made substantially of wood or wood and canvas, except rowboats and boats with inboard motors.

This amendment shall become effective on the 21st day of May 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

For the reasons set forth in the accompanying Statement of Considerations and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, I find that the issuance of this amendment is necessary to aid in the effective prosecution of the war.

WILLIAM H. DAVIS,
Economic Stabilization Director.[F. R. Doc. 45-8216; Filed, May 16, 1945;
11:39 a. m.]

PART 1340—FUEL

[MPR 323, Amdt. 10]

ASPHALT AND ASPHALT PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1340.353 (c) of Maximum Price Regulation 323 is amended by adding to Table I a new reference point at Sheboygan, Wisconsin, with prices for liquid asphalt as follows:

Reference points	Liquid asphalt	
	S. C. 1-5	M. C. 1-5
Sheboygan, Wisconsin....	\$0.0525	\$0.065

This amendment shall become effective May 21, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.[F. R. Doc. 45-8215; Filed, May 16, 1945;
11:39 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Amdt. 54]

MANUFACTURERS' MAXIMUM PRICES FOR SPECIFIED BUILDING MATERIALS AND CONSUMERS' GOODS OTHER THAN APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 188 is amended in the following respects:

1. A new § 1499.159c is added to read as follows:

§ 1499.159c *Revision of maximum prices reported or approved under the second and third pricing methods.* Any price reported or established under the second or third pricing methods may, at

any time, be disapproved or revised downward by an order under this section so as to bring it into line with the general level of maximum prices otherwise established by this regulation.

Such a price may be revised upward, so as to bring it into line with the general level of maximum prices otherwise established by this regulation, by an order under this section if it appears that the maximum price is below the general level of maximum prices otherwise established by this regulation and results in undue hardship, caused only by the operation of the pricing method, and not because the manufacturer is subject to financial hardship with respect to the production and sale of the comparable articles.

2. Section 1499.156 (b) is amended by deleting from the ends of subparagraphs (1), (2) thereof, the following sentence: "Such price shall be subject to adjustment (not to apply retroactively) at any time upon the written order of the Office of Price Administration."

3. Section 1499.156 (b) (3) is amended by deleting from the end of the first paragraph thereof, the following sentence: "Such price shall be subject to adjustment (not to apply retroactively) at any time by order of the Office of Price Administration."

4. Section 1499.156 (b) (3) is also amended by the deletion of the following sentence from the end thereof: "Such approved price shall be subject to adjustment (not to apply retroactively) at any time by order of the Office of Price Administration."

5. Section 1499.157 (e) is amended by deleting from the ends of subparagraphs (1), (2) thereof, the following sentence: "Such price shall be subject to adjustment (not to apply retroactively) at any time upon written order of the Office of Price Administration."

6. Section 1499.157 (e) (3) is amended by deleting from the end of the first paragraph thereof, the following sentence: "Such price shall be subject to adjustment (not to apply retroactively) at any time by order of the Office of Price Administration."

7. Section 1499.157 (e) (3) is also amended by the deletion of the following sentence from the end thereof: "Such approved price shall be subject to adjustment (not to apply retroactively) at any time by order of the Office of Price Administration."

8. Section 1499.158 (a) is amended to read as follows:

§ 1499.158 *Fourth pricing method; specific authorization by the Office of Price Administration.* The maximum price for any article or group or related articles which cannot be priced under §§ 1499.155, 1499.156, or 1499.157, shall be the price or prices in line with the level of maximum prices established by Maximum Price Regulation No. 188 fixed by the Price Administrator or his duly authorized representative. The maximum price will be fixed in the form of an order establishing a maximum price or a method for determining maximum prices for the applicant. The orders may also establish maximum prices for

sales by person other than the manufacturer. Maximum prices so established for sales by persons other than the manufacturer supersede prices fixed by other regulations for such sales.

9. Section 1499.158 (b) is amended by the deletion of the following sentence from the third paragraph thereof: "If the manufacturer bases his report on undue hardship, he shall include in it all the information required by paragraph (e) of § 1499.157."

This amendment shall become effective May 21, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8214; Filed, May 16, 1945;
11:39 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 31, Amdt. 1]

PART 4003—SUBSIDIES, SUPPORT PRICES

LIVESTOCK SLAUGHTER PAYMENTS

Pursuant to the authority vested in me by the Act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942, to Aid in Preventing Inflation, and for Other Purposes", and by Executive Order No. 9250 of October 3, 1942, and Executive Order No. 9328 of April 8, 1943,

It is hereby ordered, that Directive 31, 10 F.R. 1336, be and hereby is amended to read as follows:

SECTION 1. Purpose of this order. This order is designed to implement the program instituted pursuant to the directive on livestock slaughter payments, issued by the Director, Office of Economic Stabilization, October 26, 1943, as supplemented by Directive No. 28, issued by the Director, Office of Economic Stabilization, on January 10, 1945. This order is further designed to ensure that livestock slaughter payments made by the Defense Supplies Corporation pursuant to the above-mentioned directives are made only to the extent necessary to maintain live cattle prices within a range consistent with the purposes of the stabilization and production programs, that the available supplies of live cattle are equitably distributed among slaughterers, and to coordinate the stabilization and production programs with those programs designed to effectuate the procurement of meat for the armed services of the United States and for other essential war needs.

SEC. 2. Establishment of slaughter base percentages for subsidy payments. (a) The Office of Price Administration is authorized to establish, publish, and certify to the Defense Supplies Corporation, from time to time and with respect to any class or species of livestock, percentages of the total slaughter of livestock during the base periods of 1944 upon which livestock slaughter payments may be made during corresponding quota periods of 1945 to any slaughterer whose establishment is not operated under Federal inspection, or who has livestock

slaughtered in any slaughtering establishment.

(b) For the purpose of this order, the total slaughter of livestock of any class or species by a Class 2 slaughterer during the base periods of 1944 shall be deemed to be the quota bases established for him pursuant to Control Order 1. For the purpose of this order, the total slaughter of livestock of any class or species by a Class 3 slaughterer during the base periods of 1944 shall be deemed to be the live weight, as determined by the conversion tables, of the amounts of meat of that class or species he sells or transfers during corresponding quota periods under quotas established for him pursuant to Control Order 1. In any case where a slaughterer did not claim livestock slaughter payments for a particular base period in 1944, or in case the prescribed percentage of slaughter during the 1944 base period will impose an exceptional or unreasonable hardship, the total slaughter of livestock of any class or species for such base period shall be deemed to be such amount as the Office of Price Administration may determine after consideration of the facts submitted by the claimant, together with such other facts as the Office of Price Administration deems material.

SEC. 3. Livestock slaughter payments by Defense Supplies Corporation. The Defense Supplies Corporation is directed to amend Regulation No. 3 (livestock slaughter payments) to limit payments in accordance with any certification to it by the Office of Price Administration of the percentages provided for in this order. The Defense Supplies Corporation is directed to make livestock slaughter payments not in excess of such amounts as are determined in accordance with such percentages. However, the Defense Supplies Corporation shall continue to make livestock slaughter payments for accounting periods ending on or before July 15, 1945 to any person on the basis of livestock slaughter as shown by a claim for subsidy payment for the corresponding period of 1944, or of certifications of the War Food Administration, unless certification as to the total slaughter by such person for such periods is received from the Office of Price Administration.

SEC. 4. Relation of this order to the directive on livestock slaughter payments. Nothing in this order shall be construed as affecting the provisions of paragraph 3 of the directive on livestock slaughter payments of October 26, 1943. The directive on livestock slaughter payments of October 26, 1943, shall remain in full force and effect except insofar as the provisions of this order are inconsistent therewith.

SEC. 5. Definitions. For purposes of this order, the terms "Class 2 slaughterer", "Class 3 slaughterer", and "conversion table", shall have the meaning given them in Office of Price Administration Control Order 1.

(E.O. 9250 and E.O. 9328)

Effective date: 12:01 a. m. May 17, 1945.

Issued this 15th day of May 1945.

WILLIAM H. DAVIS,
Economic Stabilization Director.

[F. R. Doc. 45-8187; Filed, May 16, 1945;
10:33 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard: Department of the Navy

PART 11—COAST GUARD RETIRING REVIEW BOARD

Pursuant to the authority and direction contained in section 302 of the Servicemen's Readjustment Act of 1944 (Public Law 346, 78th Congress), the following regulations are prescribed:

Sec.

- 11.1 Establishment and duties of Board.
- 11.2 Composition of Board.
- 11.3 Request for review.
- 11.4 Presentation of case.
- 11.5 Action by the Board.

AUTHORITY: §§ 11.1 to 11.5, inclusive, issued under sec. 302, Servicemen's Readjustment Act of 1944 (Public Law 346, 78th Congress); 58 Stat. 287; 38 U.S.C., Supp., 693.

§ 11.1 Establishment and duties of Board. (a) A Retiring Review Board, referred to in this part as the Board, is hereby established in the Coast Guard.

(b) It will be the duty of the Board to review, at the request of any Coast Guard officer retired or released to inactive service, without pay, for physical disability, pursuant to the decision of a retiring board, the findings and decision of the retiring board. The term "retired or released to inactive service" includes every kind of separation from the service.

(c) After reviewing the findings and decision of a retiring board the Board will affirm or reverse, in whole or in part, the findings and decision of the retiring board.

(d) In carrying out its duties the Board shall have the same powers as exercised by, or vested in, the retiring board whose findings and decision are being reviewed.

§ 11.2 Composition of Board. (a) The Board will be composed of five commissioned officers designated for each case from a panel appointed by the Secretary of the Navy. The senior Coast Guard member of the panel will designate the members of the Board for each case, three of whom shall be officers of the Coast Guard and two of whom shall be officers of the Public Health Service.

(b) The senior Coast Guard member of the Board will be President and the junior Coast Guard member will be Recorder.

(c) The Board will convene at the time and place designated by the President for each case, and will recess and adjourn at his order.

§ 11.3 Request for review. (a) Any officer of the Coast Guard who is retired or released to inactive service, without pay, for a physical disability, pursuant to the decision of a Coast Guard retiring

board, may request a review of the findings and decision of the retiring board.

(b) An application requesting a review must be in writing and shall be addressed to the Retiring Review Board, Coast Guard Headquarters, Washington 25, D. C. Forms for application for review will be provided upon request.

(c) An application requesting a review shall contain:

(1) The full name of the applicant;
(2) The mailing address of the applicant;

(3) A brief statement setting out the basis of the request for review, showing in general the nature of error or inequity believed to have occurred in the findings and decision of the retiring board;

(4) The corrective action requested;

(5) Whether the applicant desires to appear before the Board in person;

(6) Whether the applicant will be represented by counsel, and if so, the name and address of counsel.

(d) No request for review shall be valid, and the Board will not consider an application, unless filed within fifteen years after the date of retirement for disability, or after the effective date of the Act of June 22, 1944, whichever is the later.

§ 11.4 Presentation of case. (a) The applicant may present his case:

(1) Solely by written application, or by written application together with any additional written evidence or argument that he may desire to submit;

(2) At a hearing before the Board.

(b) The case of an applicant may be presented by his counsel. The term "counsel" includes members of the bar in good standing, accredited representatives of veterans' organizations recognized by the Veterans' Administration under section 200 of the act of June 29, 1936 (49 Stat. 2031, 38 U.S.C. 101), and any other person approved by the Board.

(c) If an applicant signifies a desire to present his case at a hearing, the Board will give him written notice of the place of his hearing, and of the time, which shall be at least thirty days after the time of mailing the notice.

(d) The Board may, upon its own motion or at the request of the applicant or his counsel, grant a continuance whenever it appears necessary, in the judgment of the Board, in order to insure a thorough, complete and equitable hearing.

(e) The case of any applicant who fails to appear, either in person or by counsel, after being duly notified of the time and place of the hearing will be decided upon the written application and such other evidence as is available to the Board.

(f) As far as practicable the hearings of the Board will be conducted in accordance with the pertinent instructions contained in *Coast Guard Boards, 1935*, as amended, except that:

(1) Physical examination of the applicant is not mandatory, but the Board may request that he submit to physical examination by physicians of the Board's choice in any case in which it appears to the satisfaction of the Board to be essential;

(2) The medical members of the Board will not submit a report and will not be subject to examination.

(g) Evidence may be submitted to the Board by oral testimony under oath, or in the form of depositions or affidavits. Witnesses appearing before the Board will be subject to examination or cross-examination, as the case may be, by members of the Board and the applicant or his counsel.

(h) The Board will consider all available service records and all matter adduced by the applicant that bears upon the merits of the case. It will not be restricted by the rules of evidence.

(i) Classified matter of the Coast Guard will not be made available to an applicant or his counsel. The Board will, when it deems it necessary in the interest of justice and compatible with the public interest, make available a summary of relevant classified matter.

(j) The Government will not assume or pay any expenses incurred by an applicant, or by his witnesses or counsel.

§ 11.5 Action by the Board. (a) After a complete and thorough review of the evidence before it the Board will, in closed session, deliberate and make its decision affirming or reversing the findings and decision of the retiring board being reviewed.

(b) If the Board reverses the findings of the retiring board being reviewed, it will make complete findings, including:

(1) Whether the applicant was incapacitated for active service;

(2) If so, the disability causing the incapacity;

(3) Whether the incapacity is permanent;

(4) Whether the incapacity was the result of an incident of service or incurred in the line of duty;

(5) Whether the incapacity was the result of the applicant's own vicious habits;

(6) In the case of Reserve officers and officers who have served under temporary appointments, when the physical disability was incurred.

(c) The findings and decision of a majority of the Board will constitute the findings and decision of the Board. Members who do not concur with the majority may file a minority report.

(d) When the Board has concluded its proceedings in any case the Recorder will prepare a complete record thereof, including (1) the application for review, (2) a transcript of the hearing, if any, (3) affidavits, briefs, and written arguments filed in the case, (4) the findings and decision of the Board, and (5) all other papers and documents necessary to reflect a true and complete record of the proceedings. This complete record will be transmitted to the Secretary of the Navy for appropriate action.

Dated: May 15, 1945.

RALPH A. BARD,
Acting Secretary of the Navy.

[F. R. Doc. 45-8184; Filed, May 16, 1945;
9:44 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 305]

PART 95—CAR SERVICE

RESTRICTIONS ON HOLDING POTATOES AND WATERMELONS FOR ORDERS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of May, A. D. 1945.

It appearing, that cars of potatoes and watermelons held for orders, reconsignment or diversion at various points in the southeastern seaboard states unduly congest railroad yards and impede or diminish the use, control, supply, movement, distribution, exchange, interchange, and return of such cars; in the opinion of the Commission an emergency requiring immediate action to prevent a shortage of equipment and congestion of traffic exists in the States named in this order; it is ordered, that:

(a) *Potatoes and watermelons; restriction on holding cars for orders, reconsignment or diversion.* No common carrier by railroad subject to the Interstate Commerce Act shall hold for orders, reconsignment or diversion any railroad freight car or refrigerator car, loaded with potatoes or watermelons, at any point or points in the States of Florida, Georgia, North Carolina, South Carolina, and Virginia.

(b) *Application.* The provisions of this order shall apply only to shipments billed on and after the effective date of this order which originate in the States listed in paragraph (a), except that when a shipment has been unloaded under a transit arrangement the provisions of this order shall apply to such shipment if billed at the transit point on or after the effective date of this order.

(c) *Tariff provisions suspended.* The operation of all tariff rules or regulations insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Announcement of suspension.* Each railroad, or its agent, shall file and post a supplement to each of its tariffs affected hereby, on not less than 1 day's notice, announcing the suspension of any of the provisions therein.

(e) *Special and general permits.* The provisions of this order shall be subject to any special or general permits issued by the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., to meet specific needs or exceptional circumstances.

(f) *Effective date.* This order shall become effective at 12:01 a. m., May 16, 1945.

(g) *Expiration date.* This order shall expire at 11:59 p. m., July 15, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, that Corrected Service Order No. 305 be vacated on the effective date hereof, that a copy of this order and direction shall be served upon

the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 45-8189; Filed, May 16, 1945;
11:20 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 1971158]

CALIFORNIA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MAY 7, 1945.

Restoration Order No. 1174 under Federal Power Act.

By Executive order of February 17, 1912, the NE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 1, T. 35 N., R. 1 W., and the SE $\frac{1}{4}$ NE $\frac{1}{4}$ sec. 6, T. 35 N., R. 1 E., M. D. M., California, containing 80 acres, were reserved for power purposes and included in Power Site Reserve No. 248. The NE $\frac{1}{4}$ SE $\frac{1}{4}$ sec. 1, T. 35 N., R. 1 W., M. D. M., was also classified as power sites by Departmental order approved December 18, 1925, and included in Power Site Classification No. 122.

The Federal Power Commission has determined that the value of the above-described lands would not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act.

Pursuant to the determination of the Federal Power Commission and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described lands are hereby declared open to disposition under the public land laws as hereinafter provided, and all applications therefor will be subject to the following reservation:

Made in accordance with and subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846; 16 U.S.C. sec. 818).

This order shall not become effective to change the status of these lands until 10:00 a. m. on the 63d day from the date on which it is signed. At that time the lands shall, subject to valid existing rights, the provisions of existing withdrawals, and the provisions and reservations of section 24 of the Federal Power Act as above stated, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Sacramento, California, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-8182; Filed, May 16, 1945;
9:48 a. m.]

[Misc. 2038011]

IDAHO

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MAY 4, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U.S.C. sec. 315g), the following described lands have been reconveyed to the United States:

BOISE MERIDIAN

T. 10 S., R. 20 E.

Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$.

T. 1 N., R. 32 E.

Sec. 30, lots 3, 4, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$.

T. 9 N., R. 41 E.

Sec. 15, SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$.

The areas described aggregate 639.18 acres.

At 10:00 a. m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval

service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Blackfoot, Idaho, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-8181; Filed, May 16, 1945;
9:48 a. m.]

[Misc. 2038016]

NEVADA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MAY 4, 1945.

In an exchange of lands made under the provisions of section 8 of the act of June 28, 1934 (48 Stat. 1269), as amended June 26, 1936 (49 Stat. 1976, 43 U. S. C. sec. 315g), the following described lands have been reconveyed to the United States:

MOUNT DIABLO MERIDIAN

T. 15 N., R. 20 E.,
Sec. 29, W $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 32, NW $\frac{1}{4}$, W $\frac{1}{2}$ NE $\frac{1}{4}$, and N $\frac{1}{2}$ SW $\frac{1}{4}$.
T. 32 N., R. 54 E.,
Sec. 26, S $\frac{1}{2}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 34, SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 31 N., R. 55 E.,
Secs. 21, 27, and 33.

The areas described aggregate 2,760 acres.

At 10:00 a. m. on the 63d day from the date on which this order is signed, these lands, subject to valid existing rights and the provisions of existing withdrawals, shall become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans

shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20 day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Carson City, Nevada, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular 324, May 22, 1914, 43 L. D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938 shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-8180; Filed, May 16, 1945;
9:47 a. m.]

DEPARTMENT OF LABOR.

Office of the Secretary.

[WLD 68]

G. & A. TRUCK LINE

FINDINGS AS TO CONTRACTS IN PROSECUTION OF THE WAR

In the matter of G. & A. Truck Line, White Pigeon, Michigan; Case No. S-2001.

Pursuant to section 2 (b) (3) of the War Labor Board Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving G. & A. Truck Line, White Pigeon, Michigan,

I find that the transportation by motor vehicle of paper products and motor oil by the G. & A. Truck Line, White Pigeon, Michigan, pursuant to contracts with the American Can Company, Constantine, Michigan, Eddy Paper Corporation and Wolverine Carton Company, White Pigeon, Michigan, Empire Box Corporation, South Bend, Indiana, and Standard Oil Company, Whiting, Indiana, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 15th day of May 1945.

FRANCES PERKINS,
Secretary of Labor.

[F. R. Doc. 45-8185; Filed, May 16, 1945;
10:32 a. m.]

[WLD 69]

QUEEN CITY WAREHOUSES

FINDINGS AS TO CONTRACTS IN PROSECUTION OF THE WAR

In the matter of Queen City Warehouses, Cincinnati, Ohio; Case No. S-2013.

Pursuant to section 2 (b) (3) of the War Labor Disputes Act (Pub. No. 89, 78th Cong., 1st sess.) and the directive of the President dated August 10, 1943, published in the FEDERAL REGISTER August 14, 1943, and

Having been advised of the existence of a labor dispute involving Queen City Warehouses, Cincinnati, Ohio.

I find that the storage of sugar, flour, rice, salt and other commodities by Queen City Warehouses, Cincinnati, Ohio, pursuant to contracts with sugar refineries, bakeries, breweries and other food processing and industrial establishments, is contracted for in the prosecution of the war within the meaning of section 2 (b) (3) of the War Labor Disputes Act.

Signed at Washington, D. C., this 15th day of May, 1945.

FRANCES PERKINS,
Secretary of Labor.

[F. R. Doc. 45-8186; Filed, May 16, 1945;
10:32 a. m.]

Wage and Hour Division.

MINIMUM WAGE RATES IN MISCELLANEOUS INDUSTRIES IN PUERTO RICO

NOTICE OF HEARING

Notice of public hearing before Special Industry Committee No. 4 for Puerto Rico for the purpose of receiving evidence to be considered in recommending minimum wage rates for employees in Puerto Rico engaged in the wholesaling, warehousing, and other distribution industries; the foods, beverages, and related products industries; the chemical, petroleum, and related products industries; the stone, clay, glass, and related prod-

ucts industries; the construction, business service, motion picture, and miscellaneous industries; the metal, plastics, machinery, instrument, transportation equipment, and allied industries; the lumber and wood products industries; the communications, utilities, and miscellaneous transportation industries; the leather, textile, rubber, straw, and related products industries; the paper and related products industries; and the woven and knitted fabric glove division and the leather glove division of the needlework industries.

In conformity with the Fair Labor Standards Act of 1938, as amended, and with § 511.11 of the rules and regulations issued pursuant thereto, notice is hereby given to all interested persons that a public hearing will be held beginning on June 11, 1945, at 10:00 a. m., in the Chamber of Commerce Auditorium, San Juan, Puerto Rico, for the purpose of receiving evidence to be considered by the Special Industry Committee No. 4 for Puerto Rico in determining the highest minimum wage rates for all employees in Puerto Rico who within the meaning of the said act are "engaged in commerce or in the production of goods for commerce," which, having due regard to economic and competitive conditions, will not substantially curtail employment and will not give any industry in Puerto Rico a competitive advantage over any industry in the United States outside of Puerto Rico.

The Special Industry Committee No. 4 for Puerto Rico was created by Administrative Order No. 344 to be published in the FEDERAL REGISTER on May 15, 1945. It is charged, in accordance with the provisions of the Fair Labor Standards Act of 1938, as amended, and Rules and Regulations promulgated thereunder, with the duty of investigating conditions in the following industries of Puerto Rico:

The wholesaling, warehousing, and other distribution industries.

The foods, beverages, and related products industries.

The chemical, petroleum, and related products industries.

The stone, clay, glass, and related products industries.

The construction, business service, motion picture, and miscellaneous industries.

The metal, plastics, machinery, instrument, transportation, equipment, and allied industries.

The lumber and wood products industries.

The communications, utilities, and miscellaneous transportation industries.

The leather, textile, rubber, straw, and related products industries.

The paper and related products industries.

The woven and knitted fabric glove division and the leather glove division of the needlework industries.

The Committee is further charged with the duty of recommending to the Administrator minimum wage rates which may be lower than 30 cents but not higher than 40 cents per hour for all employees in Puerto Rico in the industries cited above who within the meaning of said act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by the provisions of section 13 (a) and employees

coming under the provisions of section 14. Before any minimum wage rates recommended by the Committee are made effective, a public hearing will be held pursuant to section 8 of the act, at a time and place to be announced by the Administrator and at which all interested persons will have an opportunity to be heard.

Administrative Order No. 344 directed the Special Industry Committee No. 4 to proceed first to investigate conditions and to recommend to the Administrator minimum wage rates for employees in the wholesaling, warehousing, and other distribution industries and shall thereafter, in such order as the Committee may elect, investigate conditions respecting, and recommend minimum wage rates for, the employees in the other enumerated industries in Puerto Rico.

Any person who, in the opinion of the Committee or its duly authorized subcommittee, has a substantial interest in the proceeding and is prepared to present material pertinent to the question under consideration, may appear on his own behalf or on behalf of any other person. Persons wishing to appear are requested to file with Russell Sturgis, Territorial Representative of the Wage and Hour Division, 606 Banco Popular Building, Tetuan and San Justo Streets, San Juan, Puerto Rico, not later than June 8, 1945, Notice of Intention to Appear, a copy of which is to be sent to the Administrator of the Wage and Hour Division, 165 West 46th Street, New York 19, New York. The Notice of Intention to Appear should contain the following information:

1. The name and address of the person appearing.

2. If he is appearing in a representative capacity, the name and address of the person or persons whom, or the organization which, he is representing.

3. A brief summary of the material intended to be presented.

4. The approximate length of time which his presentation will consume.

All testimony will be taken under oath and subject to reasonable cross-examination by any interested person present. Testimony so received will be offered as evidence at the public hearing to be held on such minimum wage recommendations as Special Industry Committee No. 4 for Puerto Rico may make.

Written statements of persons who cannot appear personally will be considered by the Committee: *Provided*, That at least six copies thereof are received not later than June 11, 1945, at the Wage and Hour Division of the United States Department of Labor, 606 Banco Popular Building, Tetuan and San Justo Streets, San Juan, Puerto Rico. Any person appearing at the hearing who offers written material must submit at least six copies thereof.

Signed at San Juan, Puerto Rico, this 11th day of May 1945.

MARTIN TRAVIESO,
Chairman,
Special Industry Committee
No. 4 for Puerto Rico.

[F. R. Doc. 45-8177; Filed, May 15, 1945;
4:48 p. m.]

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representation that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificate. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

Forde Printing, Inc. 120 S. Front Street, Mankato, Minnesota; commercial printing; 2 learners; press feeder and bindery worker for a learning period of 480 hours at 30 cents per hour for the first 320 hours and 35 cents per hour for the next 160 hours; effective May 7, 1945, expiring November 6, 1945.

Signed at New York, New York, this 10th day of May, 1945.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 45-8175; Filed, May 15, 1945;
4:47 p. m.]

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determination and order or regulation listed below and published in the FEDERAL REGISTER as here stated.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942, (7 F.R.

4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943, (8 F.R. 7890).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates, may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Gross Sportswear Company, 1224-26 Washington Avenue, St. Louis, Missouri; shorts, slacks, blouses, dresses and jumpers; 10 learners (T); effective May 7, 1945, expiring May 6, 1946.

Hirsch-Weis Manufacturing Company of New York, 12 Pine Grove Avenue, Kingston, New York; men's and women's sportswear and work clothes; 10 learners (T); effective May 7, 1945, expiring May 6, 1946.

Lenoir Shirt Company, E. Caswell Street, Kinston, North Carolina; men's dress shirts; 10 percent (T); effective May 6, 1945, expiring May 5, 1946.

The Nite Kraft Corporation, Corner Race & Third Streets, Sunbury, Pennsylvania; men's pajamas, children's nightwear, U. S. army clothing; 10 percent (T); effective May 6, 1945, expiring May 5, 1946.

Tex-Son Company, 3021 W. Martin Street, San Antonio, Texas; boys' outerwear; 10 learners (T); effective May 8, 1945, expiring May 7, 1946.

HOSIERY INDUSTRY

K. W. Knitting Mills, Mohnton, Pennsylvania; seamless hosiery; 3 learners (T); effective May 7, 1945, expiring May 6, 1946.

Rutledge Hosiery Mill Company, Rutledge, Tennessee; seamless hosiery; 10 learners (AT); effective May 6, 1945, expiring November 5, 1945.

Signed at New York, New York, this 10th day of May 1945.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 45-8176; Filed, May 15, 1945;
4:47 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6760]

AGRICULTURAL AND MECHANICAL COLLEGE OF TEXAS (WTAW)

ORDER DENYING PETITION AND SETTING APPLICATION FOR CONSOLIDATED HEARING

In re application of The Agricultural and Mechanical College of Texas

(WTAW), College Station, Texas, for construction permit. File No. B3-P-3839.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 1st day of May 1945;

The Commission having under consideration a petition (filed February 8, 1945) by The Agricultural and Mechanical College of Texas (WTAW), College Station, Texas, to proceed with the processing of its application for construction permit to change frequency and increase hours of operation and for grant of application without hearing pursuant to the supplemental statement of policy of January 16, 1945, and an opposition thereto (filed March 12, 1945) by Calcasieu Broadcasting Company (KPLC), Lake Charles, Louisiana, pending applicant for the same frequency requested by the petitioner; and

It appearing, that the proposed operation involves objectionable interference to the pending applications of Reporter Broadcasting Company (KRBC), Docket No. 5968; Calcasieu Broadcasting Company (KPLC), Docket No. 6664; and H. C. Cockburn, tr/ as San Jacinto Broadcasting Company, Docket No. 6725, action upon which has been deferred in accordance with the procedure set forth in the Public Notice of January 25, 1945;

Now, therefore, it is ordered, That the petition of The Agricultural and Mechanical College of Texas (WTAW), for grant of its application without hearing (File No. B3-P-3839), be, and the same is hereby, denied;

It is further ordered, That said application be, and the same is hereby, designated for hearing, to be consolidated with the hearing in Dockets 5968, 6664 and 6725.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 45-8239; Filed, May 16, 1945;
11:51 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 1002]

RECONSIGNMENT OF TOMATOES AT ENOLA, PA.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Enola, Pennsylvania, May 14, 1945, by H. Rothstein & Sons, of cars PFE 76483 and 92355, tomatoes, now on the Pennsylvania Railroad, to H. Rothstein & Sons, Philadelphia, Pa. (P. R. R.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8192; Filed, May 16, 1945;
11:21 a. m.]

[S. O. 70-A, Special Permit 1003]

RECONSIGNMENT OF ONIONS AT PARSONS, KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Parsons, Kansas, May 14, 1945, by F. H. Vahlising, Inc., of car PFE 34565, onions, now on the M. K. T. Railroad, to F. H. Vahlising, Inc., Enola, Pennsylvania, (Wab.-P. R. R.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8193; Filed, May 16, 1945;
11:21 a. m.]

[S. O. 288, Special Permit 17]

REFRIGERATION OF SHELL EGGS AND DRESSED POULTRY FROM LABELL AND ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 288 of February 27, 1945 (10 F.R. 2408), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 288 insofar as it applies to the furnishing or supplying of one refrigerator car for loading with 400 cases of shell eggs (Procurement 2) shipped May 12 or 14, 1945, by the U. S. Army from Labell, Missouri, with stop off at St. Louis, Missouri, to complete loading of 50 cases of eggs and 4,000 pounds of dressed poultry, all consigned to Prisoner of War Camp, Aliceville, Alabama (C. B. & Q. to St. Louis-Frisco beyond).

The car order, bill of lading, other shipping papers and the waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 12th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8194; Filed, May 16, 1945;
11:21 a. m.]

[S. O. 288, Special Permit 18]

REFRIGERATION OF SHELL EGGS FROM KANSAS CITY, MO.-KANS.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Service Order No. 288 of February 27, 1945 (10 F. R. 2408), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 288 insofar as it applies to the furnishing or supplying of one refrigerator car for loading with shell eggs packed in used fibreboard egg cases, shipped by Interstate Egg Company, from Kansas City, Missouri-Kansas, on May 14, 1945, to Interstate Egg Company, Maywood, California, (via A. T. & S. F.), for current retail sales, provided the used fibreboard egg cases in which the eggs are packed comply with requirements of Consolidated Freight Classification No. 16.

The car order, bill of lading, other shipping papers and the waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8195; Filed, May 16, 1945;
11:21 a. m.]

[Rev. S. O. 300, Special Permit 5]

ICING OF POTATOES AT CLEVELAND, OHIO

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Revised Service Order No. 300 of April 19, 1945 (10 F.R. 4359), permission is granted for any common car-

rier by railroad subject to the Interstate Commerce Act:

To provide initial bunker icing to full capacity at Cleveland, Ohio, May 12, 1945, for car MDT 20324, Maine potatoes, on N. Y. C. Railroad, as requested by National Produce Company, Chicago, Illinois, account diverted to Hutchinson, Kansas.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 12th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8196; Filed, May 16, 1945;
11:21 a. m.]

[Rev. S. O. 300, Special Permit 6]

ICING OF POTATOES AT LA CROSSE, FLA.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Revised Service Order No. 300 of April 19, 1945 (10 F.R. 4359), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To provide initial bunker icing to full capacity for 5 carloads of potatoes after loading at La Crosse, Florida, on Seaboard Air Line Railway, as ordered by Dewey Bethel on May 14.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of May 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-8197; Filed, May 16, 1945;
11:21 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 690]

NORTH CAROLINA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense

Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4680, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the car-

¹ Filed as part of the original document.

riers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

T. L. Franklin, doing business as Franklin Transfer Co., Waynesville, N. C.

Fred Marcus, doing business as Marcus Transfer Co., Waynesville, N. C.

Eugene Russell and Babe Walker, copartners, Waynesville, N. C.

David Underwood, doing business as Underwood Lumber & Supply Co., Waynesville, N. C.

[F. R. Doc. 45-8164; Filed, May 15, 1945;
2:02 p. m.]

[Supp. Order ODT 3, Rev. 693]

GEORGIA

COORDINATED OPERATIONS OF
CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes

of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

¹ Filed as part of the original document.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

M. H. Durrett, Albany, Ga.

N. T. Reese, Albany, Ga.

J. H. Reese, Albany, Ga.

[F. R. Doc. 45-8163; Filed, May 15, 1945;
2:02 p. m.]

[Supp. Order ODT 3, Rev. 694]

ALABAMA, MISSISSIPPI, LOUISIANA, FLORIDA,
GEORGIA, AND TENNESSEE

COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the

facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*. That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action

hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Deaton Truck Lines, Inc., Birmingham, Ala.
Jack Cole Company, Inc., Birmingham, Ala.
Sullivan, Long & Hagerty, Inc., Bessemer, Ala.

Alabama Highway Express, Inc., Birmingham, Ala.

[F. R. Doc. 45-8162; Filed, May 15, 1945;
2:01 p. m.]

[Supp. Order ODT 3, Rev. 695]

RENO AND GARDNERVILLE, NEV.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies,

of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*. That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

¹ Filed as part of the original document.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

J. S. Ginocchio and Mrs. L. T. Ginocchio, copartners, doing business as Gardnerville Motor Truck Freight Line, Reno, Nev.

Virginia & Truckee Railway, Carson City, Nev.

[F. R. Doc. 45-8161; Filed, May 15, 1945; 2:01 p. m.]

[Supp. Order ODT 3, Rev. 700]
DAVENPORT, IOWA, AND ILLINOIS
COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2, and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the car-

riers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise

ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Dohrn Transfer Co., Rock Island, Ill.
Knox Motor Service, Inc., Rockford, Ill.

[F. R. Doc. 45-8160; Filed, May 15, 1945; 2:01 p. m.]

[Supp. Order ODT 3, Rev. 703]

CHICAGO, ILL., AND INDIANAPOLIS, IND.
COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2, and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order,

tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carrier's possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supple-

mentary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Standard Freight Lines, Inc., Chicago, Ill.
Motor Express Inc., of Indiana, Indianapolis, Ind.

[F. R. Doc. 45-8159; Filed, May 15, 1945;
2:00 p. m.]

[Supp. Order ODT 3, Rev. 716]

SALT LAKE CITY, UTAH, AND DENVER, COLO.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective

on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly pro-

¹ Filed as part of the original document.

claimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Pacific Intermountain Express Co., Salt Lake City, Utah.
Interstate Motor Lines, Inc., Salt Lake City, Utah.

[F. R. Doc. 45-8158; Filed, May 15, 1945;
2:00 p. m.]

[Supp. Order ODT 3, Rev. 717]

MICHIGAN

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*. That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations gov-

erning such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,

Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Mulvena Truck Line, Inc., Alpena, Mich.
Douglas Trucking Lines, Inc., Owosso, Mich.

[F. R. Doc. 45-8157; Filed, May 15, 1945;
2:00 p. m.]

[Supp. Order ODT 3, Rev. 718]

LOUISVILLE, KY., AND EVANSVILLE, IND.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compli-

¹ Filed as part of the original document.

ance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 21, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 16th day of May 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Hargis Truck Line, Inc., Tell City, Ind.
Meeks Motor Freight, Louisville, Ky.

[F. R. Doc. 45-8158; Filed, May 15, 1945;
2:00 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 47 Under 3 (e)]

THE GLASS CRAFTSMEN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith; *It is ordered:*

(a) The maximum prices for sales in 8-ounce bottles of "Sparklite," a plastic cleaner, manufactured by The Glass Craftsmen, Los Angeles, California, are established as follows:

To jobber	To retailer	To consumer
\$0.225	\$0.30	\$0.50

All prices f. o. b. seller's shipping point. Manufacturer's sales subject to 2% cash discount.

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the aforesaid commodities to a jobber, the manufacturer shall furnish such jobber with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been approved by the Office of Price Administration.

(d) Prior to making any delivery of Sparklite after the effective date of this order, the manufacturer shall mark or cause to be marked on each package substantially the following legend:

Maximum retail price—50 cents.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8145; Filed, May 15, 1945;
11:51 a. m.]

[MPR 260, Order 892]

MARCO POLO CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered, That:*

(a) Marco Polo Cigar Factory, 1612 N. Howard Avenue, Tampa 7, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Pack-ing	Maxi-mum list price	Maxi-mum retail price
Marco Polo.....	Pure Specials.....	50	Per M \$40	5
	Epicure.....	50	138	13
	Half Coronas.....	50	154	20
	Cheroots.....	50	82	4
	Blounts.....	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8148; Filed, May 15, 1945;
11:52 a. m.]

[MPR 260, Order 893]

SUPREME CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered, That:*

(a) Supreme Cigar Factory, 1221 7th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Pack-ing	Maxi-mum list price	Maxi-mum retail price
Supreme.....	Coronas.....	50	Per M \$60	Cents 2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8149; Filed, May 15, 1945;
11:52 a. m.]

[MPR 260, Order 894]

F. C. CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) F. C. Cigar Factory, 1603 N. Howard Avenue, Tampa 7, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

SCHEDULE A

Brand	Size or frontmark	Pack-ing	Maxi-mum list price	Maxi-mum retail price
			Per M	Cents
Brevas 2A.....		50	\$115	15
Londres Segundo.....		50	105	14
Cabos.....		50	90	12
Panetela Chica.....		50	60	2 for 15
Panetela Especial.....		50	72	9
Brush End.....		50	115	15
Panetela Corriente.....		50	134	2 for 35
B/Panetela.....		50	134	2 for 35
Queen 30.....		50	154	20
Coronas Medianas.....		50	154	20
Brevas.....		50	177	23
Epiceas.....		50	134	2 for 35
Glorias.....		50	154	20
Panetela 2A.....		50	169	22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8150; Filed, May 15, 1945;
11:53 a. m.]

[MPR 260, Order 895]

ALBERT F. STICHTENOTH

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Albert F. Stichtenoth, 362 Chestnut Street, New Britain, Conn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front-mark	Pack-ing	Maxi-mum list price	Maxi-mum retail price
Avalon.....	Londres.....	50	Per M \$75	Cents 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer

or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8151; Filed, May 15, 1945;
11:53 a. m.]

[MPR 260, Order 896]

FERNANDEZ & RUILOVA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Fernandez & Ruilova Cigar Co., 1909 Nebraska Avenue, Tampa 3, Fla., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maximum list price	Maximum retail price
Kings Club....	King Favorites....	Per M	Cents	
	Blunts.....	\$0.161.50	21	
	Londres Especial.....	\$0.101.25	2 for 27	
	King Panetela....	\$0.146.00	19	
		\$0.123.00	16	

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8152; Filed, May 15, 1945;
11:53 a. m.]

[MPR 260, Order 897]

ROTHSCHILD AND REGAN CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Rothschild and Regan Cigar Co., 306-308 N. Central Avenue, Paris, Ill., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maximum list price	Maximum retail price
Pente.....	Perfecto.....	Per M	Cents	
Pente-Mild.....	Boxed-Pente.....	\$0.50	64.00	5
La Madriga.....	Aviators.....	\$0.50	78.75	2 for 21
Don Elmo.....	Corona Elegante.....	\$0.50	82.50	11
	Corona Perfecto.....	\$0.50	82.50	11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8153; Filed, May 15, 1945;
11:53 a. m.]

[MPR 260, Order 898]

BORREGO CIGAR FACTORY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Borrego Cigar Factory, 1318½ 9th Avenue, P. O. Box 5909, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Borrego.....	Panetelas #2.....	50	Per M \$146	19 8
	Cadetes.....	50	64	8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales

of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8154; Filed, May 15, 1945;
11:54 a. m.]

[MPR 580, Order 14]

BROWN SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order 14 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-21.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered*:

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Brown Shoe Co., St. Louis, Mo., and described in the manufacturer's application dated April 2, 1945.

Article	Manu- factur- er's ceiling price	Retail ceiling price
Naturalizer women's shoes, all sizes, except oversizes 10½ and 11.	Pair \$4.10	In States of Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, and Montana: \$7.45, pair. All other States and District of Columbia: \$6.95, pair.

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Brown Shoe Co., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$-----

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7847; Filed, May 11, 1945;
11:53 a. m.]

[MPR 580, Order 15]

BROWN SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order 15 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-20.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered*:

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Brown Shoe Company, St. Louis, Mo., and described in the manufacturer's application dated April 2, 1945.

Article	Manu- factur- er's ceiling price	Retail ceiling price
Air Step women's shoes, all sizes, except oversizes 10½ and 11.	Pair \$3.75	In States of Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, and New Mexico: \$6.95, pair. All other States: \$6.50, pair. District of Columbia: \$6.50, pair.

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Brown Shoe Co., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the

retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$-----

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7848; Filed, May 11, 1945;
11:53 a. m.]

[MPR 580, Order 17]

UNION UNDERWEAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order 17 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-47.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Union Underwear Co., Inc., Empire State Building, New York, N. Y., and described in the manufacturer's application dated April 4, 1945:

Article	Style No.	Manufacturer's ceiling price (per dozen)	Retail ceiling price
Fruit of the Loom: Men's cotton fancy shorts.	552	\$4.00	39 cents each 4/\$1.50.
Boy's cotton fancy shorts.	582B	2.80	35 cents each 4/\$1.35.
Men's knitted cotton undershirts.	2501	2.90	39 cents each 4/\$1.50.
Boy's knitted cotton undershirts.	501B	2.50	35 cents each 4/\$1.35.
Men's nainsook union suits.	1500	6.37½	89 cents each.

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Union Underwear Co., Inc., must mark each

article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$-----

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7850; Filed, May 11, 1945;
11:54 a. m.]

[MPR 580, Order 18]

UNION UNDERWEAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order 18 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-09.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Jos. W. Smith & Sons, 115 Broadway, New York, N. Y., and described in the manufacturer's application dated March 28, 1945.

Article	Manufacturer's ceiling price	Ceiling price at retail
Artic Breeze men's suits.	\$14.65	\$25
Icy Cool Rivercool Tropical men's suits.	14.65	25
		Per unit

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Jos. W. Smith & Sons must mark each article listed in paragraph (a) with the retail

ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$-----

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7851; Filed, May 11, 1945;
11:55 a. m.]

[MPR 580, Order 19]

KENDALL CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order 19 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-24.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by The Kendall Company, Wapole, Massachusetts, and described in the manufacturer's application dated April 23, 1945.

Article	Manufacturer's ceiling price	Ceiling price at retail
Curity diapers.	\$1.42	\$2.50 per dozen.
Curity nursery pads:		
Small size (17 x 18).....	2.78	\$0.50 each.
Small size (17 x 18).....	2.78	3 for \$1.39.
Medium size (18 x 30).....	4.71	\$0.69 each.
Large size (27 x 40).....	9.75	\$1.65 each.
Cribmaker (27 x 50).....	13.77	\$2.50 each.
Curity bibs.....	1.72	\$0.20 each.
Curity nursery masks.....	1.62	\$0.25 each.

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, The Kendall Company must mark each article

listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$_____

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7852; Filed, May 11, 1945;
11:54 a. m.]

[MPR 580, Order 20]

ARTISTIC FOUNDATIONS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order 20 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-58.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Artistic Foundations, Inc., 417 5th Ave., N. Y., N. Y., and described in the manufacturer's application dated April 13, 1945.

Article	Style No.	Ceiling price at retail
Flexees Girdles.....	J435 J539 J549 A447 A547 A647 A743 F747 A469 A569 A665 A769 F765	Per unit \$5.95 5.95 7.95 7.95 7.95 7.95 7.95 7.95 10.95 10.95 10.95 10.95 10.95
Flexees Combinations.....	1565 1665 2767 3665 5465 1694 1599 2794	10.95 10.95 10.95 10.95 10.95 15.00 15.00 15.00

Article	Style No.	Ceiling price at retail
Flexaire Bandeaux.....	111A 111B 111C 153A 153B 153C 152A 152B 152C 155A 155B 155C 124A 124B 124C 125A 125B 125C	Per unit \$1.00 1.00 1.00 1.50 1.50 1.50 1.50 1.50 1.50 1.50 1.50 1.50 2.00 2.00 2.00
Flexaire Long Line Bras.....	L521B L521C L533B L533C L534B L534C L545B L545C	2.50 2.50 3.50 3.50 3.50 3.50 5.00 5.00

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Artistic Foundations, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$_____

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the

Article	Style No.	Manufacturer's ceiling price (per dozen)	Ceiling price at retail
Scandals:			Each
Athletic shirt, lightweight cotton.....	42 JS	\$4.35	\$.60
Brief short, lightweight cotton.....	Model O	4.40	.60
Athletic shirt, medium weight cotton.....	30 JS	5.75	.80
Wing sleeve shirt, medium weight cotton.....	31 JS	8.25	1.15
Knee length trunks, medium weight cotton.....	32 JE	7.00	1.00
Ankle length trunks, medium weight cotton.....	33 JE	8.75	1.25
Athletic shirt, 25 percent wool, 75 percent cotton.....	70 JS	9.00	1.25
Wing sleeve shirt, 25 percent wool, 75 percent cotton.....	71 JS	12.00	1.65
Knee length trunks, 25 percent wool, 75 percent cotton.....	72 JE	10.50	1.50
Ankle length trunks, 25 percent wool, 75 percent cotton.....	73 JE	13.50	2.00

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Robert Reis & Co., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Retail Ceiling Price \$_____

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless

the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7853; Filed, May 11, 1945;
11:55 a. m.]

[MPR 580, Order 21]

ROBERT REIS & CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order 21 under Maximum Price Regulation 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-105.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Robert Reis & Co., 2 Park Avenue at 33rd Street, New York, N. Y., and described in the manufacturer's application dated April 18, 1945.

Article	Style No.	Manufacturer's ceiling price (per dozen)	Ceiling price at retail
Scandals:			Each
Athletic shirt, lightweight cotton.....	42 JS	\$4.35	\$.60
Brief short, lightweight cotton.....	Model O	4.40	.60
Athletic shirt, medium weight cotton.....	30 JS	5.75	.80
Wing sleeve shirt, medium weight cotton.....	31 JS	8.25	1.15
Knee length trunks, medium weight cotton.....	32 JE	7.00	1.00
Ankle length trunks, medium weight cotton.....	33 JE	8.75	1.25
Athletic shirt, 25 percent wool, 75 percent cotton.....	70 JS	9.00	1.25
Wing sleeve shirt, 25 percent wool, 75 percent cotton.....	71 JS	12.00	1.65
Knee length trunks, 25 percent wool, 75 percent cotton.....	72 JE	10.50	1.50
Ankle length trunks, 25 percent wool, 75 percent cotton.....	73 JE	13.50	2.00

the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

FEDERAL REGISTER, Thursday, May 17, 1945

at retail for branded articles. Docket No. 6063-580-13-36.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Chatham Manufacturing Company, 57 Worth Street, New York 13, N. Y., and described in the manufacturer's application dated April 6, 1945.

Article	Style name	Manufacturer's selling price	Ceiling price at retail in western States listed below	Ceiling price at retail except in listed western States
Chatham Blankets.	Sutton	\$3.60	\$6.50	\$5.95
	Airloom	4.79	8.50	7.95
	Woolshire	6.60	11.50	10.95
	Lansdown	9.50	16.50	15.95

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Chatham Manufacturing Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR. 580)

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580, Order 31

(Section 13, MPR. 580)

LEVY BROS. & ADLER ROCHESTER

ESTABLISHMENT OF MAXIMUM PRICES

Order 31 under Maximum Price Regulation No. 580. Establishing ceiling prices at retail for branded articles. Docket No. 6063-580-13-36.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following branded articles manufactured by Levy Bros. & Adler Rochester, Rochester 2, N. Y. and described in the manufacturer's application dated March 30, 1945.

Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

(L) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 12, 1945.

Issued this 11th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-7854; Filed, May 11, 1945; 11:56 a. m.]

[MPR. 580, Order 27]

CHATHAM MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order 27 under Maximum Price Regulation 580. Establishing ceiling prices

Article	Manufacturer's selling price	Ceiling price at retail in western States listed below	Per unit
Mt. Rock Fleece Overcoats	\$32	\$32	\$15
Mt. Rock Alpaca Overcoats	32	32	15
Mt. Rock Cheviot Overcoats	33	33	15

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of Maximum Price Regulation No. 580.

(c) On and after July 1, 1945, Levy Bros. & Adler Rochester must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR. 580)

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580, Filed, May 11, 1945; 11:58 a. m.]

[F. R. Doc. 45-7861; Filed, May 11, 1945; 11:58 a. m.]

[MPR. 188, Rev. Order 3746]

DETROIT MANUFACTURERS' SUPPLY CO.

APPROVAL OF MAXIMUM PRICES

Order No. 3746 under \$1499.158 of Maximum Price Regulation No. 188 is revised to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Detroit Manufacturers' Supply Company of 3440 East Jefferson Street, Detroit 7, Michigan.

(1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

Article	Model	Distribu-tor	Wholesaler, mill, electric motor, restaurant and hotel, or store equipment suppliers	Maximum price per unit for sales by any person to—
Man cooler pedestal fan	1P-----		\$52.56	\$76.25
Man cooler pedestal fan	2P-----		55.04	91.72
Man cooler pedestal fan	H. D. 24BX-----		35.35	38.90
Exhaust fan	1812-----		31.05	51.75
	2012-----		32.85	62.05
	2412-----		35.55	59.25
	3012-----		50.56	84.25
	4116-----		46.35	69.38
	H1D4-----		27.00	30.00
Exhaust fan with 1/4 h. p. single phase induction fan-tor	S-16-----		45.00	51.00
Exhaust fan	S-18-----		30.83	34.25
	S-20-----		35.25	51.38
	S-21-----		34.56	52.87

On and after August 1, 1945, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1945, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging, and posting provisions of Maximum Price Regulation No. 580.

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(e) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 580 shall apply to sales for which retail ceiling prices are established by this order.

These maximum prices are for the articles described in the manufacturer's application dated March 26, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. They are f. o. b. factory, and they are net, thirty days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this revised order. Those prices are subject to each seller's customary terms and conditions of sales on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, Section 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(c) This revised order may be revoked or amended by the Price Administrator at any time.

(d) This revised order shall become effective on the 15th day of May 1945.

Issued this 15th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8173; Filed, May 15, 1945;
4:44 p. m.]

[FFPR 1, Supp. 7, Amdt. 1 to Order 24]

PACKED FRUITS, BERRIES AND VEGETABLES
OF THE 1944 AND LATER PACKS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued and filed with the Division of the Federal Register.

Paragraph (a) is amended to read as follows:

(a) That sales and deliveries of the products covered by Supplement 7 to Food Products Regulation No. 1 of the 1944 or 1945 pack may be made by processors to government procurement agencies, subject to an agreement between the buyer and seller, in each case, that the price shall be determined pursuant to action taken by the Office of Price Administration after delivery.

In any such sale the processor shall not invoice the goods at a price higher than the maximum price in effect at the time of delivery, nor shall he receive payment of more than that price until permitted by action taken by the Office of Price Administration.

This amendment shall become effective May 17, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8227; Filed, May 16, 1945;
11:42 a. m.]

[Max. Import Price Reg., Amdt. 1 to Order 78]

ENTERPRISE HOUSEWARES CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, *It is ordered:*

Paragraph (b) of Order No. 78 under the Maximum Import Price Regulation is amended to read as follows:

(b) *Maximum prices on sales by any person except a retailer.* No person, other than a retailer, may sell or deliver and no person may buy or receive from such seller the bicycle carrier baskets described in paragraph (a) at a price higher than 98¢ each, f. o. b. U. S. port of entry, terms 2% 10 days.

This amendment shall become effective as of March 27, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8223; Filed, May 16, 1945;
11:41 a. m.]

[Max. Import Price Reg., Order 89]

FRED W. KORTH & CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell, certain aluminum fly casting reels imported from Canada by Fred W. Korth & Co., 500 East 134th Street, New York, N. Y., hereinafter called the "importer." These fly casting reels are marked "Champion VPW Co., Ltd.—Made in Canada", and identified by No. 400.

(b) *Maximum prices on sales by the importer.* The importer may not sell these fly casting reels and no person may buy them from him at prices (including Federal excise taxes) exceeding the following:

Class of purchaser and maximum prices

Wholesalers: \$3.85 each, f. o. b. New York.
Retailers: \$4.60 each, f. o. b. New York.
Consumers: \$7.40 each.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may

sell such fly casting reels and no person may buy them from such seller at prices (including Federal excise taxes) higher than the following:

Class of seller and maximum prices

Wholesalers: \$4.60 each, f. o. b. shipping point.
Retailers: \$7.40 each.

(d) *Importer to notify wholesalers.* The importer shall include the following statement on each invoice covering sales of such fly casting reels to wholesalers:

Order No. 89 issued by the Office of Price Administration under the Maximum Import Price Regulation fixes your maximum selling price for these fly casting reels at \$4.60 each, f. o. b. shipping point, and requires that you include on your invoice to each retailer a statement that the maximum selling price under that Order is \$7.40 each.

(e) *Importer and wholesalers to notify retailers.* The importer and every wholesaler selling such fly casting reels to retailers shall include on the invoice to each retailer the following statement:

Your maximum selling price for these fly casting reels as established by Order No. 89 issued by the Office of Price Administration under the Maximum Import Price Regulation, is \$7.40 each.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 17, 1945.

Issued this 16th day of May, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8219; Filed, May 16, 1945;
11:40 a. m.]

[Max. Import Price Reg., Order 90]

ENTERPRISE HOUSEWARES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which any person may sell, and maximum prices at which any person other than the importer may buy, certain steel skillets imported from Canada by Enterprise Housewares Company, a Michigan co-partnership, 1550 Penobscot Building, Detroit, Michigan, hereinafter called the "importer." These skillets are 10½ inches in diameter, made of 20-gauge cold rolled steel with metal welded handle and clear lacquer dipped, and are marked "Made in Canada-Enterprise."

(b) *Maximum prices on sales by any person except a retailer.* No person, other than a retailer, may sell or deliver and no person may buy or receive from such seller, the skillets described in paragraph (a) at a price higher than 39¢ each, f. o. b. U. S. port of entry, terms net 10 days.

(c) *Maximum retail prices.* No retailer may sell or deliver, and no person

may buy or receive such skillets from a retailer at a price higher than 59¢ each.

(d) *Importer or other seller to notify retailers.* The importer or other seller shall notify each retailer to whom such skillets are sold, that the maximum retail selling price as established by the Office of Price Administration in Order No. 90 issued under the Maximum Import Price Regulation is 59¢ each.

(e) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 17, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8220; Filed, May 16, 1945;
11:41 a. m.]

[Max. Import Price Reg., Order 91]

L. ROSENFIELD

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell certain electric table broilers equipped with underwriters' approved electric cord, imported from Canada by L. Rosenfield, 3109 Bailey Avenue, Buffalo, N. Y., hereinafter called the "importer". These broilers are made in two sizes, No. 1 (large) and No. 2 (small), and are marked "Manufactured by Power Appliance Manufacturing Co., Toronto, Canada—Patent No. 6338".

(b) *Maximum prices on sales by the importer.* The importer may not sell these electric table broilers, and no person may buy them from him at prices exceeding the following:

Class of purchaser	Maximum prices	
	No. 1—large	No. 2—small
Wholesalers.....	Each 1 \$11.00	Each 1 \$9.00
Retailers.....	Each 1 13.00	Each 1 10.80
Consumers.....	Each 19.50	Each 15.25

¹ F. o. b. Buffalo, New York.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may sell such electric table broilers, and no person may buy them from such sellers at prices higher than the following:

Class of seller	Maximum prices	
	No. 1—large	No. 2—small
Wholesalers.....	Each 1 \$13.00	Each 1 \$10.80
Retailers.....	Each 19.50	Each 15.25

¹ F. o. b. seller's shipping point.

(d) *Importer to notify wholesalers.* The importer shall include the following statement on each invoice covering sales of such electric table broilers to wholesalers:

Order No. 91 issued by the Office of Price Administration under the Maximum Import Price Regulation fixes your maximum selling prices for these broilers at \$13.00 each, for No. 1 size and \$10.80 each, for No. 2 size, f. o. b. shipping point, and requires that you include on your invoice to each retailer a statement that his maximum selling price under that order is \$19.50 each for No. 1 size and \$15.25 each for No. 2 size.

(e) *Importer and wholesalers to notify retailers.* The importer and every wholesaler selling such electric table broilers to retailers shall include on the invoice to each retailer the following statement:

Your maximum selling price for these broilers, as established by Order No. 91 issued by the Office of Price Administration under the Maximum Import Price Regulation, is \$_____ each. (Insert \$19.50 for No. 1 size and \$15.25 for No. 2 size broiler.)

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 17, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8221; Filed, May 16, 1945;
11:41 a. m.]

[Max. Import Price Reg., Order 92]

SNAKE KING

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the importer may sell, and maximum prices at which wholesalers and retailers may buy and sell, certain wind-proof type cigarette lighters, nickel plated on brass base, imported from Mexico by W. A. King, doing business as Snake King, Brownsville, Texas, hereinafter called the "importer," and marked "Made in Mexico—Harold."

(b) *Maximum prices on sales by the importer.* The importer may not sell these cigarette lighters and no person may buy them from him at prices exceeding the following:

Class of purchaser: Maximum prices
Wholesalers..... \$1.75 each delivered.
Retailers..... \$2.50 each, delivered
Consumers..... \$4.50 each.

(c) *Maximum wholesale and retail prices.* No wholesaler or retailer may sell such cigarette lighters and no person may buy them from such sellers at prices higher than the following:

Class of seller: Maximum prices
Wholesalers..... \$2.50 each, delivered.
Retailers..... \$4.50 each.

(d) *Importer to notify wholesalers.* The importer shall furnish a copy of this order to each wholesaler to whom such cigarette lighters are sold and shall also include on his invoice the following statement:

The enclosed Order No. 92 issued by the Office of Price Administration under the Maximum Import Price Regulation establishes your maximum selling price for these cigarette lighters and requires you to notify your customers what is their maximum price as stated in the order.

(e) *Importer and wholesalers to notify retailers.* The importer and every wholesaler selling such cigarette lighters to retailers shall include on the invoice to each retailer the following statement:

Your maximum selling price for these cigarette lighters, as established by Order No. 92 issued by the Office of Price Administration under the Maximum Import Price Regulation is \$4.50 each.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective on May 17, 1945.

Issued this 16th day of May, 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8222; Filed, May 16, 1945;
11:41 a. m.]

[MPR 120, Amdt. 1 to Order 1356]

ELBA COAL CO., INC., ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Order No. 1356 is amended in the following respect:

All reference to the Fleming Mine of T. E. Fleming, Grampian, Pennsylvania, is deleted in its entirety.

This amendment shall become effective May 17, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8225; Filed, May 16, 1945;
11:42 a. m.]

[RMPR 137, Order 3]

SONONY VACUUM OIL COMPANY, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith, it is ordered:

That the Socony Vacuum Oil Company of New York, New York, and its dealers and retailers are hereby authorized to sell mobilgrease Nos. 1, 2, 3, and 4 in Superior 25-lb. pails at one cent above the base period maximum prices in conventional 25-lb. pails in the Wadham's Division Marketing area, comprising Wisconsin and certain contiguous portions of the States of Iowa and Michigan.

This order may be revoked or amended by the Office of Price Administration at any time.

This Order No. 3 shall become effective May 17, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8224; Filed, May 16, 1945;
11:42 a. m.]

[MPR 188, Amdt. 78 to Order A-1]

ROUGH QUARRY LIMESTONE BLOCKS

MODIFICATION OF MAXIMUM PRICE

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph (a) (56) is added to Order No. A-1 to read as follows:

(56) *Modification of maximum prices for rough quarry limestone blocks.* (1) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 188, as amended, for rough quarry limestone blocks produced in the United States, shall be their present maximum f. o. b. plant prices increased by 6 1/2 percent.

(ii) Any finishing cut stone mill purchasing rough quarry limestone blocks for processing into finished dimension limestone from any producer who has modified his maximum prices in accordance with subdivision (i) above, may increase his maximum prices, established under Maximum Price Regulation 188, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in subdivision (i) above.

(iii) The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This amendment shall become effective May 17, 1945.

Issued this 16th day of May 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-8238; Filed, May 16, 1945;
11:46 a. m.]

Regional and District Office Orders.

CORRECTION TO LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders listed under Region VI, are hereby corrected to appear under Region III.

REGION III

Grand Rapids Order 20-F, covering fresh fruits and vegetables in Urban Area A, filed 11:42 a. m.

Grand Rapids Order 21-F, covering fresh fruits and vegetables in Urban Area B, filed 11:42 a. m.

Grand Rapids Order 22-F, covering fresh fruits and vegetables in Urban Area C, filed 11:41 a. m.

Grand Rapids Order 65-F, covering fresh fruits and vegetables in Urban Area D, filed 11:41 a. m.

Saginaw Order 23, Amendment 3, covering dry groceries in the Saginaw District, filed 11:38 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-8174; Filed, May 15, 1945;
4:43 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 59-5]

THE MIDDLE WEST CORP., ET AL.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of May 1945.

The Commission by order dated January 24, 1944, entered pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, having directed that The Middle West Corporation, Central and South West Utilities Company, and American Public Service Company, all registered holding companies, take certain steps as specified in said order to effect compliance with the provisions of section 11 (b) (1) of said act; and

The Middle West Corporation, Central and South West Utilities Company, and American Public Service Company, having filed an application requesting an extension of time for one year in which to comply with the said order of January 24, 1944; and

The Commission having found that The Middle West Corporation, Central and South West Utilities Company, and American Public Service Company have been unable, in the exercise of due diligence, to comply in its entirety with said order within the initial statutory period of one year from the date thereof and that request for extension of time is necessary or appropriate in the public interest and for the protection of investors and consumers;

It is ordered, That The Middle West Corporation, Central and South West Utilities Company, and American Public Service Company have, and they are hereby, granted an additional period of one year from January 24, 1945 within which to comply with the provisions of said order of January 24, 1944.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-8165; Filed, May 15, 1945;
2:24 p. m.]

[File Nos. 54-103, 59-68, 70-842]

TIDE WATER POWER CO., ET AL.

ORDER RECONVENING HEARING AND DESIGNATING NEW TRIAL EXAMINER

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 14th day of May 1945.

In the matters of Tide Water Power Company, File No. 54-103; Tide Water Power Company, Respondent, File No. 59-68; General Gas & Electric Corporation, File No. 70-842.

Tide Water Power Company, a subsidiary of General Gas & Electric Corporation, a registered holding company, having filed a plan pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 regarding the recapitalization of Tide Water Power Company; and

Said plan providing, among other things, for the retirement and cancellation of existing common and preferred stocks of the company and the issuance, in exchange therefor, of 98,893 shares of new common stock; and the plan further providing that the holders of the outstanding preferred stock receive for each share of preferred stock held, including all accumulated and unpaid dividends thereon, four shares of such new common stock, and that General Gas & Electric Corporation, as the holder of all the old common stock, receive the remaining 3,461 shares of such new common stock, but that determination of the issues with respect to said allocation to General Gas & Electric Corporation be postponed, and that, pending such determination, said 3,461 shares be held in escrow; and

Public hearings having been duly held in the proceedings, and the hearings having been continued subject to call; and

The Commission having on December 22, 1944, issued its findings and opinion and order (Holding Company Act Release No. 5512), approving the plan pursuant to section 11 (e), subject, however, among other things, to reservation of jurisdiction over the allocation, if any, of new common stock to General Gas & Electric Corporation, and over the payment of all legal fees and expenses of all counsel; and

It appearing appropriate that the hearing should be reconvened:

It is ordered, That the hearing in the above matter be reconvened on June 5, 1945, at 10:30 a. m., e. w. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for that purpose shall preside at the reconvened hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a Trial Examiner under the Commission's Rules of Practice.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 45-8166; Filed, May 15, 1945;
2:24 p. m.]

